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**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

HERBERT FRANKLIN III, an individual;  
  
Plaintiff,

v.

EXPERIAN INFORMATION SOLUTIONS,  
INC., a foreign corporation; CAPITAL ONE  
BANK USA, N.A., a national banking  
association;

Defendants.

Case No.: 2:16-cv-00044-APG-GWF

**STIPULATION AND ORDER FOR  
DISMISSAL OF DEFENDANT  
EXPERIAN INFORMATION  
SOLUTIONS, INC. WITH PREJUDICE**

Plaintiff, Herbert Franklin III, and Defendant, Experian Information Solutions, Inc.  
("Experian") (collectively referred to as "Parties") have resolved all claims, disputes, and  
differences between the Parties in the above-referenced matter;

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Therefore, the Parties, by and through their respective attorneys of record, and subject to the court's approval, respectfully request dismissal of the above-captioned matter with prejudice under FRCP 41(a)(1)(A)(ii) as to Experian, with each party bearing their own attorneys' fees and costs incurred in this action.

Respectfully Submitted.

Dated: October 5, 2016

Dated: October 5, 2016

**LAW OFFICE OF  
KEVIN L. HERNANDEZ**

**SNELL & WILMER LLP**

/s/ Kevin L. Hernandez  
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*Attorney for Defendant Experian Information  
Solutions, Inc.*

**ORDER OF DISMISSAL WITH PREJUDICE AS TO DEFENDANT EXPERIAN  
INFORMATION SOLUTIONS, INC.**

Pursuant to the stipulation of the Parties under FRCP 41(a)(1)(A)(ii), this case is dismissed with prejudice as between Plaintiff and Experian. Plaintiff and Experian will bear their own attorneys' fees and costs incurred in this action.

**IT IS SO ORDERED:**

  
UNITED STATES DISTRICT JUDGE

DATED: October 5, 2016

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**CERTIFICATE OF SERVICE**

The undersigned certifies that the foregoing **STIPULATION AND ORDER FOR DISMISSAL OF DEFENDANT EXPERIAN INFORMATION SOLUTIONS, INC. WITH PREJUDICE** was electronically served via the U.S. District Court CM/ECF filing system to the following party:

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*Attorney for Defendant Experian Information Solutions, Inc.*

Dated: October 5, 2016

/s/ Caesy Morales.  
An Employee of the Law Office of Kevin L Hernandez

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